

MANSFIELD TOWNSHIP COMMITTEE MEETING

April 26, 2017

This is a regular meeting of the Mansfield Township Committee. The notice requirements of the law have been satisfied for this meeting by notice to the Star-Gazette and the Express Times of the time, date and location thereof. Notice was also posted on the announcement board located in the Municipal Building.

Roll Call: Mr. Misertino, Mr. Hayes, Mrs. Mora Dillon, Mrs. Kocher, Mayor Watters

Salute to the flag was done by all.

APPROVAL OF THE MINUTES:

Mrs. Mora Dillon made a motion to approve the minutes from the regular meeting held on April 12, 2017, which was seconded by Mr. Hayes.

Ayes: Mr. Misertino, Mr. Hayes, Mrs. Mora Dillon, Mrs. Kocher, Mayor Watters

Nays: None

Abstain:

Absent: None

Mrs. Mora Dillon made a motion to approve the minutes from the Executive Session held on March 22, 2017, which was seconded by Mr. Misertino.

Ayes: Mr. Misertino, Mrs. Mora Dillon, Mrs. Kocher, Mayor Watters

Nays: None

Abstain: Mr. Hayes

Absent: None

Mrs. Mora Dillon made a motion to approve the minutes from the Executive Session held on April 12, 2017, which was seconded by Mr. Hayes.

Ayes: Mr. Misertino, Mr. Hayes, Mrs. Mora Dillon, Mrs. Kocher, Mayor Watters

Nays: None

Absent: None

Abstain: None

BILL LIST

Mr. Misertino asked about the socks that were purchased for softball.

Mrs. Mora Dillon stated that she has always provided the socks.

Mrs. Mora Dillon made a motion to approve the bill list, which was seconded by Mr. Hayes.

Ayes: Mr. Hayes, Mrs. Mora Dillon, Mayor Watters

Nays: Mr. Misertino, Mrs. Kocher
Absent: None
Abstain: None

FINANCE REPORT:

Mrs. Fascenelli had nothing to report.

EMPLOYEES REPORTS:

Mrs. Fascenelli had nothing to report.

ENGINEERS REPORT:

Mr. DiSessa stated that the fill material was removed from the Mount Bethel Church.

Mr. Hayes made a motion to purchase the fill dirt to fill the whole that was caused from the removal of material at the Mount Bethel Church, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Misertino, Mr. Hayes, Mrs. Mora Dillon, Mrs. Kocher, Mayor Watters
Nays: None
Absent: None
Abstain: None

Mayor Watters asked about the proposal that was received from Pennoni for the geologic inspection for the Watters Road project.

Mr. DiSessa stated that this is a proposal that was provided to the Township for the work that will need to be done prior to the work being performed.

Mr. Hayes made a motion to proceed with the Test borings by Pennoni, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Misertino, Mr. Hayes, Mrs. Mora Dillon, Mrs. Kocher, Mayor Watters
Nays: None
Absent: None
Abstain: None

Mr. Hayes inquired about the field studies since the last fixes to the Salt Shed which Mr. DiSessa indicated he should have ready for the next meeting.

RESOLUTION:

RESOLUTION # 2017 –60
REFUND OF PLANNING BOARD ESCROW
DRIVEWAY APPLICATION

TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, Dimosthenis & Elizabeth Maroulis issued a check in the amount of \$500.00 on 5/3/13 for Planning Board escrow (Driveway Application) with the Township of Mansfield, County of Warren,

WHEREAS, the applicant withdrew the application,

WHEREAS, the Planning Board Attorney and Engineer have determined that the escrow can be refunded,

NOW THEREFORE BE IT RESOLVED, that the Township Finance Office be authorized to refund the amount of \$ 500.00 to Dimosthenis & Elizabeth Maroulis.

Mrs. Mora Dillon made a motion to approve the passage of Resolution 2017-60, which was seconded by Mr. Misertino.

Ayes: Mr. Misertino, Mr. Hayes, Mrs. Mora Dillon, Mrs. Kocher, Mayor Watters

Nays: None

Absent: None

Abstain: None

RESOLUTION 2017-61
BY THE MAYOR OF THE TOWNSHIP of MANSFIELD
A PROCLAMATION for
National Day of Prayer

WHEREAS: The 66th observance of the National Day of Prayer will be held on Thursday, May 4, 2017, with the theme “For Your Great Name’s Sake, Hear Us, Forgive Us, Heal Us” based on Daniel 9:19, “O Lord, listen! O Lord, forgive! O Lord, hear and act! For Your Sake, O my God”; and

WHEREAS: A National Day of Prayer has been part of our national heritage since it was declared by the First Continental Congress in 1775 and the United States Congress in 1952 approved as a Joint Resolution, “That the President shall set aside and proclaim a suitable day each year, other than a Sunday, as a National Day of Prayer, on which the people of the United States may turn to God in prayer and meditation at churches, in groups and as individuals” and

WHEREAS: The United States Congress, in 1988 by Public Law 100-307, as amended, established, “An act to provide for setting aside the first Thursday in May as the date on which the National Day of Prayer is celebrated,” and

WHEREAS: Leaders and citizens of our communities, cities, states and nation are afforded the privilege of prayer with the joy of seeking divine guidance, strength, protection and comfort from Almighty God; and

WHEREAS: Recognizing the love of God, we, citizens of the Township of Mansfield, treasure the freedom to gather in prayer, exercising reliance on God’s power in the face of present challenges and threats, asking for His blessing on every individual of our township; and

NOW, THEREFORE, I, Joseph Watters, Mayor of the Township of Mansfield, do hereby proclaim, **May 4th, 2017**, as a **DAY OF PRAYER**

throughout the Township of Mansfield and I commend this observance to all of our citizens.

Mr. Hayes made a motion to approve the passage of Resolution 2017-61, which was seconded by Mrs. Mora Dillon.

Mr. Misertino shared his concerns with this resolution.

Ayes: Mr. Hayes, Mrs. Mora Dillon, Mrs. Kocher, Mayor Watters

Nays: Mr. Misertino

Absent: None

Abstain: None

RESOLUTION 2017-62
Older American Month
MAY 2017

Whereas, the month of May is traditionally designated Older Americans Month by the U.S. Department of Health and Human Services; and

Whereas, the theme for Older Americans Month 2017 is “**Age Out Load**”, emphasizing the ways older adults are living their lives with boldness, confidence and passion while serving as an inspiration to people of all ages; and

Whereas, the Township of Mansfield includes older American who richly contribute to our community; and

Whereas, the Township of Mansfield is committed to supporting older adults as they take charge of their health, explore new opportunities and activities, and focus on independence; and

Whereas, the Township of Mansfield can provide opportunities to enrich the lives of individuals of *all ages* by:

- involving older adults in the redefinition of aging in our community;
- promoting home- and community-based services that support independent living;
- encouraging older adults to speak up for themselves and others; and
- providing opportunities for older adults to share their experiences.

Now therefore, the Township of Mansfield does hereby proclaim May 2017 to be Older Americans Month.

Resident of all ages are encouraged to take time during this month to acknowledge older adults as influential and vital parts of our community.

Mrs. Mora Dillon made a motion to approve the passage of Resolution 2017-62, which was seconded by Mrs. Kocher.

Ayes: Mr. Misertino, Mr. Hayes, Mrs. Mora Dillon, Mrs. Kocher, Mayor Watters

Nays: None

Absent: None

Abstain: None

2017-63
RESOLUTION OF THE TOWNSHIP OF MANSFIELD
SUPPORTING THE CLICK IT OR TICKET MOBILIZATION
OF MAY 22-JUNE 4, 2017

WHEREAS, a large percentage of the motor vehicle occupants killed in traffic crashes were not wearing a seat belt; and

WHEREAS, use of a seat belt remains the most effective way to avoid death and serious injury in a motor vehicle crash; and

WHEREAS, the State of New Jersey will participate in the nationwide Click It or Ticket seat belt mobilization from May 22 to June 4, 2017 in an effort to raise awareness and increase seat belt usage through a combination of enforcement and education; and

WHEREAS, the Division of Highway Traffic Safety has set a goal of increasing the seat belt usage rate statewide by 1.5% from 95% through a targeted two-week seat belt enforcement campaign from May 22 to June 4, 2017; and

WHEREAS, a further increase in seat belt usage in New Jersey will save lives on our roadways;

NOW, THEREFORE, BE IT RESOLVED that the Township of Mansfield hereby declares it's support for the Click It or Ticket seat belt mobilization program both locally and nationally from May 22 to June 5, 2017, pledges to increase awareness of the mobilization and the benefits of seat belt use and accepts a grant for the same in the amount of \$5500.00 to be used for 100 hours of overtime enforcement (at \$55/hour) during the two week mobilization period.

Mrs. Mora Dillon made a motion to approve the passage of Resolution 2017-63, which was seconded by Mr. Hayes.

Ayes: Mr. Misertino, Mr. Hayes, Mrs. Mora Dillon, Mrs. Kocher, Mayor Watters

Nays: None

Absent: None

Abstain: None

PUBLIC HEARING AND ADOPTION OF THE 2017 BUDGET

Mr. Ferry presented the 2017 Budget to the Township Committee. Mr. Ferry stated that this budget has a .003 increase on the tax rate for this year.

Scott Minter, 545 Mount Bethel Road, questioned how much is in surplus.

Mr. Ferry stated that the fund balance ended 2016 is 1,680,000. 2017 started at 1,300,000 and explained his thoughts with the fund balance.

Mr. Minter asked why the construction costs were reduced.

Mr. Minter asked should the Township have budgeted more money in the Capital Road Budget so that more roads could be improved.

Mr. Misertino asked if Mr. Minter was saying that the tax rate should have been increased to put more into the road replacement.

Elizabeth Griggs, 545 Mount Bethel Road, what was the process to develop the budget this year.

Mrs. Mora Dillon stated that the Finance Liaisons met with the Auditor and CFO to have a budget meeting and then the Township Committee had a budget meeting after that.

Mr. Misertino explained that in our situation a temporary CFO was contracted to care of our end of year requirements and get our books straight which pushed our budget timeline out.

Mrs. Griggs stated that she remembered having meetings last year.

Mrs. Griggs asked if there was money in the budget to repair the sound system.

Mayor Watters stated that there is a service agreement in place.

Mrs. Griggs asked if the salt shed fixes have been budgeted.

Mr. Misertino stated that he didn't think there was any special monies set aside for the Salt Shed.

Mrs. Griggs asked if there were monies budgeted for the church fixes.

Mayor Watters stated that the church comes out of the Open Space grant money.

Mrs. Griggs asked if there was a specific road repair plan for the \$200,000 budget.

Mr. Hayes stated that there is a list that will be addressed based on the budget.

Jeanie General asked if there was any money in the budget for the development of the park.

Mrs. Mora Dillon made a motion to introduce the 2017 Budget Amendment, which was seconded by Mr. Misertino.

Ayes: Mr. Misertino, Mr. Hayes, Mrs. Mora Dillon, Mrs. Kocher, Mayor Watters

Nays: None

Absent: None

Abstain: None

Mr. Misertino requested that the Township consider taking the \$5,200 out of the capital and putting it into the advertising budget to make up the shortfall.

Mr. Misertino made a motion to change the newspaper back to the Star Gazette, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Misertino, Mr. Hayes, Mrs. Mora Dillon, Mrs. Kocher, Mayor Watters

Nays: None

Absent: None

Abstain: None

Mr. Misertino made a motion to amend the budget to move the gear money from capital, which was seconded by Mrs. Kocher

Ayes: Mr. Misertino, Mrs. Kocher

Nays: Mr. Hayes, Mrs. Mora Dillon, Mayor Watters

Absent: None

Abstain: None

PUBLIC PORTION

Don Proefrock, Diamond Hill, asked Mr. DiSessa to repeat the information he shared earlier regarding the Salt Shed.

Mr. Proefrock asked if the Mt. Bethel Church cemetery wall and septic repair are in the plan to be redone.

Mr. Watters stated that it will be part of one of the future phases.

Mr. Proefrock pointed out that the Karrville School walls are starting to crack and recommends it be bulldozed.

Scott Minter, 545 Mount Bethel Road, asked who authorized the original dumping at the Mount Bethel Church.

Mr. Minter asked if it was appropriate to put those materials in the hole.

Mayor Watters stated that there are a number of opinions on that.

Mr. Minter asked how much tax dollars were spent to excavate, haul and remove that material.

Mr. Watters stated that it cost zero dollars.

Mr. Minter asked when it was authorized to have Harrington Construction do the paving wedges at the Salt Shed.

Mr. Minter asked when the Salt Shed is going to be fixed.

Mr. DiSessa stated that we will mitigate the amount of water that comes in, it will be usable with minimal runoff equivalent to what runs off the roads.

Jeannie General, 54 Country Meadow Rd, asked what the name of the person responsible for the Mansfield Park.

Mrs. Mora Dillon stated that the Recreation Committee is responsible as a subcommittee to the Township Committee.

Connie Adasavage, Snyder Rd, asked what had occurred at the Mt. Bethel Church on Thursday, April 20. After speaking to the Health Department apparently one of the excavating trucks ran over the cesspool lid.

Mayor Watters stated that the next plan calls for a new septic.

Mrs. Adasavage asked about Committee members taking an Ethics or Conflict of Interest course.

Mrs. Kocher stated that it is scheduled every year through our insurance company.

ORDINANCE:

Mr. Ron Hayes made a motion to carry the Ordinances to the May 10th meeting, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Misertino, Mr. Hayes, Mrs. Mora Dillon, Mrs. Kocher, Mayor Watters

Nays: None

Absent: None

Abstain: None

2nd Reading: Carry to May 10th meeting

REFUNDING BOND ORDINANCE PROVIDING FOR THE
REFUNDING OF CERTAIN GENERAL IMPROVEMENT
BONDS OF THE TOWNSHIP OF MANSFIELD, NEW
JERSEY, APPROPRIATING \$1,000,000 THEREFOR AND

AUTHORIZING THE ISSUANCE OF \$1,000,000 BONDS OR
NOTES OF THE TOWNSHIP FOR FINANCING THE COST
THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MANSFIELD, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The Township of Mansfield, New Jersey (the "Township") is hereby authorized to pay an aggregate amount not exceeding \$1,000,000 for the redemption, including redemption premium, of \$960,000 principal amount of the Township's General Improvement Bonds, Series 2003A issued in the original aggregate principal amount of \$2,284,000, dated September 15, 2003, which bonds are subject to redemption (on or after September 1, 2013) prior to their stated dates of maturity, and which mature on September 1, in each of the years 2017 to 2026 in an aggregate amount of \$960,000 inclusive (the "Refunded Bonds"), and in accordance with the provisions of the resolution of the Township Committee of the Township, duly adopted September 10, 2003, and a copy of which is on file in the office of the Clerk of the Township.

Section 2. An aggregate amount not exceeding \$25,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of refunding bonds authorized herein.

Section 3. In order to finance the cost of the project described in Section 1 hereof, negotiable refunding bonds are hereby authorized to be issued in the principal amount not exceeding \$1,000,000 pursuant to the Local Bond Law.

Section 4. In anticipation of the issuance of the refunding bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law. All refunding bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations.

All notes issued hereunder may be renewed from time to time, but all such notes including renewals shall mature and be paid no later than the tenth anniversary of the date of the original notes; provided, however, that no notes shall be renewed beyond the first or any succeeding anniversary date of the original notes unless an amount of such notes, at least equal to the first legally payable installment of the bonds in anticipation of which the notes are issued, determined in accordance with the maturity schedule for the bonds approved by the Local Finance Board, is paid and retired on or before such anniversary date; and provided, further, that the period during which the bond anticipation notes and any renewals thereof and any permanent bonds are outstanding, shall not exceed the period set for the maturity of the bonds by the Local Finance Board.

The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the debt provided in this refunding bond ordinance by an amount not to exceed \$1,000,000 with a maximum deduction from the debt due to the refunding of the Refunded Bonds (i.e. \$960,000). The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law. Upon issuance of the Bonds and determination of the final amount thereof, if less than the \$1,000,000 authorized hereby, an amended Supplemental Debt Statement shall be made and filed, along with any other required filings, and this Committee shall, by resolution, approve the cancellation of such amount authorized hereby, which has not been issued.

Section 6. A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption, together with a complete statement in the form prescribed by the Director of the Division of Local Government Services and signed by the Chief Financial Officer of the Township as to the indebtedness to be financed by the issuance of the refunding bonds authorized herein.

Section 7. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 8. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this ordinance as finally adopted or the requirements as set forth in N.J.A.C. 5:30-2.5 has been satisfied.

ORDINANCE 2017-07

**AN ORDINANCE TO AMEND CHAPTER 182-10 A OF THE CODE OF THE TOWNSHIP OF MANSFIELD BY
ADDING NEW SECTION (E) TO CLINIC SPORTS REGISTRATION FEES AND SCHOLARSHIPS**

WHEREAS, the Township Committee of the Township of Mansfield has determined that there should be, within the Township of Mansfield; recreation registration fees.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Mansfield, County of Warren, State of New Jersey, that the Code of the Township of Mansfield is hereby amended to include the following provisions regarding recreation registration fees.

Section 1

Chapter 182-10 of the Code of the Township of Mansfield is hereby amended to include a new section establishing Clinic Sports Registration Fees:

Chapter 182-10. Clinic sports registration fees for participation of children in sports clinics of the Township of Mansfield shall be as follows:

- | | | |
|-----|--------------|-----------------------------------|
| (e) | Soccer Camps | \$149.00 |
| | | \$99.00 Per Player for Pre-K Camp |

This ordinance shall take effect immediately after passage.

Section 3

Any ordinance that is inconsistent with the foregoing shall be deemed repealed by this ordinance.

COMMITTEE PERSON COMMENTS:

Mr. Watters asked about Direct Install.

Mrs. Fascenelli stated that the information was forwarded to the DPW Supervisor to followup.

Mr. Misertino asked about using prison help which was mentioned at the Open Space meeting.

Mr. Hayes stated that this is still just discussion.

Mrs. Mora Dillon thanked Mr. Hayes for his help seeding the soccer and softball fields for 4 hours this past Saturday and with shooting grades at DPW salt shed two weeks ago on his own time.

Mr. Wenner stated that during Executive Session 2017-65 resolution authorizing entrance into closed session for purposes of discussing contractual matters related to health care for municipal employees, personal matters regarding salary and wages, and potential auction of township personal property, action may be taken.

Mrs. Mora Dillon made a motion to enter into executive session at 8:52pm, which was seconded by Mr. Hayes.

Ayes: Mrs. Kocher, Mr. Misertino, Mr. Hayes, Mrs. Mora Dillon, Mayor Watters

Nays: None

Abstain: None

Absent: None

Mr. Hayes made a motion to return from executive session at 9:13pm, which was seconded by Mrs. Mora Dillon.

Roll Call: Mr. Misertino, Mr. Hayes, Mrs. Mora Dillon, Mrs. Kocher, Mayor Watters

Mr. Wenner, Esq. stated that during Executive Session a contractual matter dealing with health care for municipal employees, two personnel matters relating to Finance and DPW, potential auction of realty owned by Township were discussed, copies of these minutes will be available as soon as the Committee feels they are no longer a harm to the public interest.

Mr. Hayes made a motion to authorize action discussed regarding DPW personnel matter, which was seconded by Mrs. Mora Dillon.

Ayes: Mrs. Kocher, Mr. Misertino, Mr. Hayes, Mrs. Mora Dillon, Mayor Watters

Nays: None

Abstain: None

Absent: None

Mrs. Mora Dillon made a motion to adjourn at 9:15pm, which was carried by all.